



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
1650 Arch Street  
Philadelphia, Pennsylvania 19103-2029

VIA UPS

SEP 1 2015

Greg Wise, Environmental Health & Safety Manager  
Anvil International  
1411 Lancaster Avenue  
Columbia, PA 17512

**Re: Notice of Violation  
Compliance Evaluation Inspection  
May 20-21, 2014  
EPA ID No. PAD096266499**

**Docket No: R3-15-NOV-RCRA-035**

Dear Mr. Wise:

On May 20-21, 2014, the U.S. Environmental Protection Agency, Region III ("EPA") conducted a Compliance Evaluation Inspection ("CEI") of Anvil International ("the Facility"), located in Columbia, PA, under the federally authorized Commonwealth of Pennsylvania Hazardous Waste Management Regulations ("PAHWMR") and the Resource Conservation and Recovery Act ("RCRA"), as amended, 42 U.S.C. Sections 6901 et seq. On June 30, 2015, EPA sent a Request for Information ("RFI") to the Facility. The Facility provided the requested information in their response on July 20, 2015.

Based on the inspection and the information provided in the RFI response, EPA has determined that the Facility has violated regulations under PAHWMR and RCRA. As a result of this determination, EPA is issuing this Notice of Violation ("NOV"). The specific violations are:

**1. At the time of the inspection, the Facility failed to provide a written job description for two hazardous waste management positions.** *40 C.F.R. §265.16(d)(1) requires that the owner or operator must maintain records of the job title for each position at the facility related to hazardous waste management, and the name of the employee filling each job. The Facility identified three job titles related to hazardous waste management; specifically, management employees, emergency coordinators, by shift, and yard crew. The Facility provided the names of the employees filling each job. However, the Facility failed to provide a written job description for the management employees and the emergency coordinator, by shift, who are responsible for hazardous waste management (§265.16(d)(2)). In addition, the yard crew personnel job description provided to EPA failed to include handling and management of hazardous waste as*

*one of the duties of the position.* 25 PA 265a [40 C.F.R. §265.16(d)(2)] requires a written job description for each position listed under paragraph (d)(1) of 40 C.F.R. §265.16. This description may be consistent in its degree of specificity with descriptions for other similar positions in the same company location, but must include the requisite skill, education, or other qualifications, and duties of facility personnel assigned to each position.

**2. At the time of the inspection, the Facility failed to provide documentation of completion of training for some of the hazardous waste management employees. 40 C.F.R.**

*§265.16(d)(1) requires that the owner or operator must maintain records of the job title for each position at the facility related to hazardous waste management, and the name of the employee filling each job. The Facility identified three job titles related to hazardous waste management; specifically, management employees, emergency coordinators, by shift, and yard crew. The Facility provided the names of the employees filling each job. However, the Facility failed to provide documentation that the training required under §265.16 (a), (b) and (c) had been given to, and completed by the four emergency coordinators, by shift, and by two of the four yard crew personnel. 25 PA 265a [40 C.F.R. §265.16(d)(4)] requires that records must be maintained that document that the training required under paragraphs (a), (b), and (c) of §265.16 has been given to, and completed by, facility personnel.*

Within twenty (20) calendar days of the receipt of this NOV, please submit a response documenting the measures the facility has taken or is taking to achieve compliance with the violations noted above or provide an explanation of facts and circumstances that cause you to believe that EPA's determination of the alleged violations are in error. If the compliance measures identified are planned or are on-going, please provide a schedule for when the compliance measures will be completed.

Section 3008(a) of RCRA authorizes EPA to take an enforcement action whenever it is determined that any person has violated, or is in violation, of any requirement of RCRA as amended. Such an action could include a penalty of up to \$37,500 per day of violation. In addition, failure to achieve and maintain compliance with the regulations cited in this NOV may be treated as a repeated offense and may constitute a "knowing" violation of Federal law.

This NOV is not intended to address all past violations, nor does it preclude EPA from including any ongoing, including the one cited in this letter, or past violations in any future enforcement action. Response to this NOV shall be addressed to:

Kelly L. Bunker  
Land and Chemicals Division (3LC61)  
U.S. Environmental Protection Agency - Region III  
1650 Arch Street  
Philadelphia, PA 19103

With regard to the Small Business Regulatory Enforcement and Fairness Act (SBREFA), please see the "Information for Small Businesses" memo, enclosed, which might be applicable to

your company. This enclosure provides information on contacting the SBREFA Ombudsman to comment on federal enforcement and compliance activities and also provides information on compliance assistance. As noted in the enclosure, any decision to participate in such program or to seek compliance assistance does not relieve you of your obligation to respond in a timely manner to an EPA request or other enforcement action, create any rights or defenses under law, and will not affect EPA's decision to pursue this enforcement action. To preserve your legal rights, you must comply with all rules governing the administrative enforcement process. The Ombudsman and fairness boards do not participate in the resolution of EPA's enforcement action. EPA has not made a determination as to whether or not you [or your company] are covered by the SBREFA.



Carol Amend, Associate Director  
Land and Chemicals Division  
Office of Land Enforcement

Sept 1, 2015  
Date

Enclosure

cc: Melissa Gross (PADEP) w/o Enclosure  
Kelly Bunker (3LC70) w/o Enclosure  
Pauline Belgiovane w/o Enclosure

